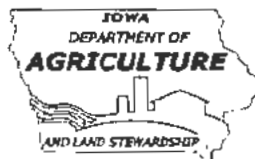


Personal privacy information



IOWA DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Bill Northey, Secretary of Agriculture

November 22, 2016

Randy Murty
3037 130th Street
Malcom, Iowa 50157

Dear Mr. Murty:

RE: Case File 17.0040

On July 20, 2016, [REDACTED] of Marshalltown, Iowa, registered a formal complaint alleging pesticide drift exposure to his property causing damage to your garden vegetables. [REDACTED] stated he sells his produce at the farmers market. [REDACTED] is also listed on the Iowa Department of Agriculture's Sensitive Crop Registry. Steve Van Helten, Pesticide Investigator, began an investigation on July 21, 2016.

Mr. Van Helten documented that on June 24, 2016, starting at 10:00 a.m., you made a pesticide application to your soybean field, located directly south of [REDACTED] property, using herbicides Abundit Extra (EPA Reg. No. 71368-20) and Fomesafen 1.88 (EPA Reg. No. 87655-3-84237). You recorded the wind speed and direction at the time of application as southwest at 0-5 mph. The State of Iowa's climatologist's report shows the wind for the Marshalltown area for the time and date of application as south/southeast at 9 mph.

In conducting an investigation of this nature, it is our objective to determine if pesticides were applied in compliance with Chapter 206 of the *Iowa Code*. Primarily we attempt to establish if pesticides are applied according to label directions, since Section 206.11(3)(b) of the *Iowa Code* deems it unlawful to use a pesticide in a manner contrary to its labeling or to rules of the State of Iowa, if those rules differ from or further restrict the usage.

During this investigation, Mr. Van Helten collected the following samples taken from [REDACTED] gardens:

- IA 022787: vegetation sample taken from tomato plants located in the garden on the hill
- IA 022788: vegetation sample taken from potato plants located in the valley garden.

The lab analysis reports show no detectable residues of fomesafen or glyphosate, the active ingredients in the products applied. A copy of the reports of analysis was mailed to you and [REDACTED] on November 3, 2016.

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No apparent violations of Chapter 206 of the *Iowa Code* were documented regarding pesticide applications so this file is being closed.

Should you have any questions, please do not hesitate to contact me at 515-281-8507. However, any comments you wish to include in this case file must be submitted in writing.

Sincerely,

Carol Halferty
Case Review Officer

Copy to: Gretchen Paluch, Bureau Chief
Steve Van Helten, Pesticide Investigator
[REDACTED] Complainant